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Attorneys for Defendant

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 OAKLAND DIVISION

KARIM ABI CHAKRA,)	No. 4:23-CV-00916-DMR
)	
Plaintiff,)	
)	STIPULATION AND ORDER (AS
v.)	MODIFIED) REGARDING JOINT
)	REQUEST TO STAY
DEPARTMENT OF HOMELAND SECURITY,)	PROCEEDINGS
<i>et al.</i> ,)	
)	
Defendants.)	

Plaintiff and Defendants, through their undersigned attorneys, hereby stipulate and respectfully request the Court to stay proceedings in this case for a limited time, until July 31, 2023. The parties make this joint request because they are pursuing an administrative resolution that may render further litigation of this case unnecessary.

Plaintiff filed this action seeking adjudication of his Form I-485, Application to Register Permanent Residence or Adjust Status, as well as relief under the Freedom of Information Act (“FOIA”). United States Citizenship and Immigration Services (“USCIS”) has scheduled Plaintiff’s interview for June 7, 2023, and the agency expects to take initial adjudicative action on the petition by mid-July.

Accordingly, the parties request that the proceedings in this case be stayed until July 31, 2023, at which time the parties will file a joint status report with the Court. At that time, the parties may request a further continuance of the stay of proceedings, dismissal of the litigation if appropriate, or placement of the case back on the Court's active docket. A stay of proceedings in this case will benefit the parties and conserve the Court's resources while the parties pursue a potential administrative resolution. The parties request that the stay be without prejudice to any defenses that Defendants may raise in response to the allegations in the Complaint, including a motion under Rule 12(b), if appropriate.

DATED: May 5, 2023

Respectfully submitted,

ISMAIL J. RAMSEY
United States Attorney

/s/ Michael A. Keough
MICHAEL A. KEOUGH
Assistant United States Attorney
Attorneys for Defendants

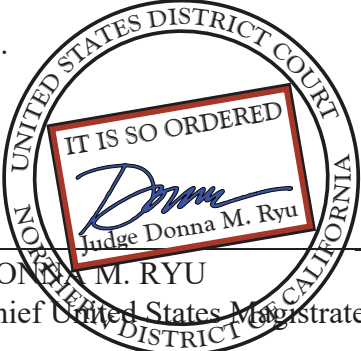
/s/ Sarah Kate Heilbrun*
SARAH KATE HEILBRUN
Attorney for Plaintiff

** In compliance with Civil Local Rule 5-1(h)(3), the filer of this document attests under penalty of perjury that all signatories have concurred in the filing of this document.*

ORDER

Pursuant to stipulation, IT IS SO ORDERED.

Date: May 8, 2023


DONNA M. RYU
Chief United States Magistrate Judge